

# BAR COUNCIL OF HIMACHAL PRADESH

(High Court Complex Raveneswood Shimla-171001)

Phone:2657455 & 2659071

Email: hpbarcouncil@rediffmail.com

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Dated: 19.04.2020

To

The President / Secretary

All Bar Associations

State of HP

Sir/Madam,

This is to inform you that Bar Council of HP has decided to grant one time financial assistance to needy advocate adversely effected on account of curfew lockdown of Courts due to COVID-19 pandemic. The criteria for financial assistance and application form is annexed with this covering letter as Annexure A and B.

You are requested to circulate the same in your concerned Bar Association. This is to inform all.

*Vipin Pandit*

Vipin Pandit

Hon Secy.

Bar Council HP

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**Annexure-A**

## APPLICATION FORM

(For providing financial assistance to an advocate who is in a state of financial distress due to the lockdown and imposition of curfew in the state due to Covid19 Pandemic.)

|   |  |
|---|--|
| 1. Name of advocate:  |  |
| 2. Date of birth:   |  |
| 3. Permanent address:   |  |
| 4. Present address where the applicant is residing during period of lockdown: |  |
| 5. Name of father:  |  |
| 6. Mobile Number and email address  |  |
| 7. Enrolment No with Bar Council and Date                                     |  |
| 8. Details of passing AIBE;   |  |
| 9. Place of practice;   |  |
| Year of practice;   |  |
| 10. Name of Bar Association of which the advocate is member;                  |  |
| 11. Annual income of the advocate from all sources;                           |  |
| 12. Whether the advocate is an income tax assessee;                           |  |
| 13. Marital status;   |  |
| 14. Income of spouse if any;  |  |
| 15. Whether any immovable property is owned by applicant or spouse;           |  |
| 16. Whether the applicant owns four wheel vehicle;                            |  |

| <b>(The following information is being sought for appraisal and evaluation of the claim of the applicant to consider the application on merit)</b> |  |
|--|--|
| 17. Whether applicant is member of join family (consisting of mother, father & spouse,):   |  |
| 18. Whether the family member has own independent income;  |  |
| 19. Gross annual income of family member(s) from all sources;  |  |
| 20. Whether family member(s) own immovable property;   |  |
| 21. Whether the family member(s) are dependent upon the applicant;   |  |
| 22. Reasons and circumstances in brief for claiming financial assistance;  |  |
|  |  |
| 23. Name of Bank;  |  |
| Account number   |  |
| IFSC Code:   |  |
| Account holder name (as recorded in bank record)   |  |

Declaration;

I Advocate do hereby declare that I am in active and regular practice and member of ..... Bar Association since ..... Ye no other income from any other source except from my profession. I am facing great financial hardship caused due to

COVID19 pandemic and imposition of curfew and lockdown enforced in the State of H.P. I hereby declare that above information given in the application are true and correct to the best of my personal knowledge and in case the same found to be false or incorrect then I shall be liable to refund the amount received from State Bar Council, besides being liable for disciplinary action for misconduct under the Advocates Act, 1961.

Signature of applicant.

Recommendation by Office Bearer (s) (President and Secretary) of the concerned Bar Association of which the applicant is member ;

Signature with Designation.

Note ( exclude condition no 3 if not applicable)

1. The decision of bar council shall be final for accepting or rejecting the claim if not found in order.
2. The applicant has gone through and understood the criteria of granting financial assistance
3. The applicant has not passed AIBE examination and so undertakes to clear the same within stipulated period to clear the same ,failing which he will refund the financial aid provided to him by the Council within period of one month from the time the period to clear AIBE examination elapsed.

Signature of applicant

**The guidelines/ eligibility criteria to provide onetime financial assistance to advocates during the period of lockdown and curfew imposed in the state of H.P to contain the transmission of COVID19 Virus.**

(Based on report of Finance Committee of Bar Council of HP)

1. The applicant is in active legal profession and is a member of the respective Bar Association where he uses to practice regularly. The submission of application should be recommended by the office bearer(s) (President and Secretary) of the concerned Bar Association of which the applicant is the member.
2. Advocates/Applicants must have passed the AIBE examination or undertakes to get the same passed within stipulated period, failing which he will refund the amount of aid to Bar Council within period of one month from elapse of statutory period to get AIBE examination passed.
3. The applicant should be the sole earning member in the family (i.e. consisting of spouse, father, mother or children) and the family members are dependent upon the income of the applicant. None of the family members of the applicant should be in employment or has any other source of income. The applicant must disclose his income and also the income of his family members from all the sources
4. The applicant should not be an income tax assesses.
5. The applicant is in a state of financial distress and is finding difficult to financially sustain himself or his family or to purchase medicine or to get regular treatment due to extraordinary situation of the present nature.
6. The applicant must disclose and give details of immoveable properties owned by him and his family member(s)
7. Advocate who has joined the profession after retirement shall not be eligible for any grant under this scheme.
8. Advocate/Spouse should not have four wheel vehicle(s).
9. Applicant must honestly disclose the actual financial status and facts in brief requiring financial assistance.
10. An undertaking from the applicant to be obtained of the penal consequences including initiation of disciplinary action for claiming assistance on false and incorrect facts.